

**THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

KRIS DALE HARDING,

Defendant.

4:18-cr-00090-BMM-2

**ORDER**

Defendant Kris Dale Harding has moved for early termination of his current term of probation. (Doc. 168). The Government opposes early termination of Harding's supervised release. (*Id.* at 1). The Court conducted a hearing on Harding's motion on September 28, 2020. For the reasons below, the Court will deny Harding's motion without prejudice.

Harding pleaded guilty to prohibited person in possession of explosives, in violation of 18 U.S.C. § 842(i)(1). (Docs. 93 and 95). The Court sentenced Harding to a term of three (3) years of probation. (Docs. 132 and 136). Harding's probation commenced on June 12, 2019. Harding has completed more than one-third of his term of supervised release. Probation is scheduled to expire on June 11, 2022.

Federal law authorizes a defendant to move for termination of probation after successfully completing one year if the Court is satisfied that such action

remains “warranted by the conduct of the defendant and the interests of justice.” 18 U.S.C. § 3564(c) The Court must consider the factors in 18 U.S.C. § 3553(a) when evaluating whether to terminate a term of supervised release.

The record reflects that Harding has complied substantially with his supervision conditions. The Court urges Harding to continue on his current path and seek early termination at a later date when the factors in 18 U.S.C. § 3553 more clearly support an early termination of probation.

Accordingly, **IT IS ORDERED:**

1. Defendant’s Motion for Early Termination of Probation  
(Doc. 168) is **DENIED** without prejudice.

DATED this 29th day of September, 2020.



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Brian Morris, Chief District Judge  
United States District Court